

JFW

Please Direct All Correspondence to Customer Number 20995



AMENDMENT / RESPONSE TRANSMITTAL

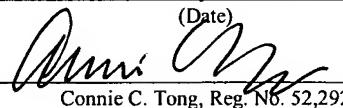
Applicant : Sircar et al.
 App. No : 10/661,139
 Filed : September 12, 2003
 For : PHENYL-INDOLE COMPOUNDS
 FOR MODULATING IgE AND
 INHIBITING CELLULAR
 PROLIFERATION
 Examiner : Leslie A. Royds
 Art Unit : 1645

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

January 9, 2006

(Date)



Connie C. Tong, Reg. No. 52,292

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

Response to Restriction Requirement and Preliminary Amendment in 43 pages.

The fee has been calculated as shown below:

The present application qualifies for Small Entity Status under 37 CFR 1.27.

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Excess Claims	41 - 41 = 0	2202 (\$25)	0 x 25 =	\$0
Excess Independent	15 - 15 = 0	2201 (\$100)	0 x 100 =	\$
Multiple Claim	1.16(j)	2203 (\$180)		\$
1 Month Extension	1.17(a)(1)	2251 (\$60)		\$
2 Month Extension	1.17(a)(2)	2252 (\$225)		\$
3 Month Extension	1.17(a)(3)	2253 (\$510)		\$
			TOTAL FEE DUE	\$0

Return prepaid postcard.

Docket No.: AVANIR.111A

January 9, 2006

App. No.: 10/661,139

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(X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.



Connie C. Tong

Registration No. 52,292

Agent of Record

Customer No. 20,995

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Sircar et al.
Appl. No.	:	10/661,139
Filed	:	September 12, 2003
For	:	PHENYL-INDOLE COMPOUNDS FOR MODULATING IgE AND INHIBITING CELLULAR PROLIFERATION
Examiner	:	Leslie A. Royds
Group Art Unit	:	1645

RESPONSE TO RESTRICTION REQUIREMENT
AND PRELIMINARY AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This communication is in response to the Restriction Requirement mailed December 7, 2005. Preliminary to examination on the merits, please amend the above-identified application as follows.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 42 of this paper.